

Senate Study Bill 3035 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE
ON COMMERCE BILL BY
CHAIRPERSON SCHULTZ)

A BILL FOR

1 An Act relating to certificate of need exclusions relative to
2 required immunization against COVID-19.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 135.63, subsection 2, Code 2022, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. *g.* (1) (a) A new institutional health
4 service or changed institutional health service which will
5 be developed or offered within a county in which a hospital
6 requires immunization against COVID-19 by the hospital's
7 employees as a condition of employment.

8 (b) A new institutional health service or changed
9 institutional health service which will be developed or
10 offered in or through an institutional health facility, health
11 maintenance organization, health care provider, or group of
12 health care providers that does not require immunization
13 against COVID-19 by its employees as a condition of employment.

14 (2) For the purposes of this paragraph:

15 (a) "*COVID-19*" means the disease caused by the novel
16 coronavirus SARS-CoV-2 or a virus mutating therefrom, and
17 conditions associated with the disease caused by the novel
18 coronavirus SARS-CoV-2 or a virus mutating therefrom.

19 (b) "*Employee*" means any person who is employed for
20 wages by or who works under contract for an institutional
21 health facility, health maintenance organization, health care
22 provider, or group of health care providers.

23 EXPLANATION

24 The inclusion of this explanation does not constitute agreement with
25 the explanation's substance by the members of the general assembly.

26 This bill excludes from required application for and receipt
27 of a certificate of need a new institutional health service
28 or changed institutional health service that either will be
29 developed or offered within a county in which a hospital
30 requires immunization against COVID-19 by the hospital's
31 employees as a condition of employment, or will be developed
32 or offered in or through an institutional health facility,
33 health maintenance organization, health care provider, or group
34 of health care providers that does not require immunization
35 against COVID-19 by its employees as a condition of employment.

S.F. _____

1 The bill defines "COVID-19" and "employee" for the purposes of
2 the bill.